

ORDINANCE NO. 107-21

BY: **LARRY NAPOLI**
(By Request – Mayor)

AN ORDINANCE TO ACCEPT THE
ASSIGNMENT OF A GIFT OF REAL
PROPERTY FROM THE CLEVELAND
METROPARKS, KNOWN AS PERMANENT
PARCEL NUMBER 452-36-051 IN THE CITY OF
PARMA, AND DECLARING AN EMERGENCY

WHEREAS, Cleveland Metroparks and Joseph Nemer entered into that certain “Agreement of Gift” dated _____, 2021, affecting certain real property located in the City of North Olmsted, City of Strongsville, and City of Parma, Ohio collectively known as the “Donated Property”; and

WHEREAS, Cleveland Metroparks does not have use for one of the Donated Properties located in the City of Parma, known as Permanent Parcel Number 452-36-051 which is depicted and legally described in the Agreement of Gift; and

WHEREAS, pursuant to Section 14 of the Agreement of Gift, Cleveland Metroparks has the right to assign its rights and obligations under the Agreement of Gift for any of the individual parcels to any other party; and

WHEREAS, Cleveland Metroparks desires to assign the rights and obligations to acquire the Parma Property to Parma and Parma desires to accept the assignment of the rights and obligations to acquire the Parma Property from Cleveland Metroparks and to assume all of Cleveland Metroparks’ duties and obligations thereunder with respect to the Parma Property as outlined in the Agreement of Gift.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Mayor of the City of Parma is hereby authorized to accept the foregoing assignment described the Agreement of Gift, attached hereto as Exhibit “A”.

Section 2. That the Mayor is hereby authorized to accept said assignment and to take such action and to execute such other documents and amendments thereto as may be necessary as are approved by the Law Director.

Section 3. That the City Auditor is directed to perform such filings as may be necessary to ensure that said property becomes listed as tax exempt as municipally-owned property for public purpose.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to accept the assignment of the gift of real property from the Cleveland Metroparks in the near future, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO